

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Rickie Hill,
 Plaintiff

v.

Trashcan et al.,
 Defendants

Case No.: 2:20-cv-01969-JAD-BNW

**Order Granting Motion to Voluntarily
 Dismiss Case**

[ECF Nos. 1, 5]

Plaintiff Rickie Hill moves to voluntarily dismiss this case.¹ I previously screened Hill's complaint and found that he failed to state any colorable claims but gave him leave to amend two of his claims.² Under Federal Rule of Civil Procedure 41(a)(1), a plaintiff may dismiss an action without a court order by filing "a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment."³ I grant Hill's motion to voluntarily dismiss this action because no responsive pleading has been filed, and I dismiss this action without prejudice.

Good cause appearing, IT IS HEREBY ORDERED that the motion for voluntary dismissal [ECF No. 5] is **GRANTED**. The Clerk of the Court is directed to close the case and enter judgment accordingly.

IT IS FURTHER ORDERED that the application to proceed *in forma pauperis* without having to prepay the filing fee [ECF No. 1] is **GRANTED**. Hill need not pay an initial installment fee, prepay fees or costs or provide security for fees or costs, but he is still required to

¹ ECF No. 5.

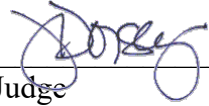
² ECF No. 3.

³ Fed. R. Civ. P. 41(a)(1)(A)(i).

1 pay the full \$350 filing fee under 28 U.S.C. § 1915, as amended, even though this case is being
2 dismissed.

3 In order to ensure that Hill pays the full filing fee, IT IS FURTHER ORDERED that the
4 Nevada Department of Corrections will forward payments from the account of **Rickie Hill,**
5 **#87052** to the Clerk of the United States District Court, District of Nevada, 20% of the preceding
6 month's deposits (in months that the account exceeds \$10.00) until the full \$350 filing fee has
7 been paid for this action. The Clerk is directed to SEND copies of this order to the Finance
8 Division of the Clerk's Office and to the attention of **Chief of Inmate Services for the Nevada**
9 **Department of Corrections, P.O. Box 7011, Carson City, NV 89702.**

10 Dated: September 21, 2021

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13 U.S. District Judge
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